

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.21758 OF 2006

ORAL ORDER:

The petitioner here was appointed as the dealer of the fair price Shop No.3 of Bukkapatnam village and Mandal on temporary basis. This writ petition is filed aggrieved by the alleged action of the 3rd respondent-Mandal Revenue Officer, Bukkapatnam, in refusing to issue essential commodities to the petitioner for distribution to the cardholders.

This Court while directing *Rule nisi*, ordered that the petitioner shall be issued essential commodities in case her authorisation is neither suspended nor cancelled.

In the counter-affidavit filed by the Revenue Divisional Officer, Penukonda, it is stated that since the petitioner was not remitting demand drafts for the cost of the essential commodities within the stipulated time, the respondents were constrained to keep Sri Chinthakayala Ravi, dealer of Shop No.5 of Bukkapatnam, as in charge to avoid inconvenience to the public.

I have heard the learned counsel for both the parties.

Even from the counter-affidavit, it appears that the only allegation against the petitioner is that she failed to remit the cost of the essential commodities within the stipulated time. Admittedly, as on today, no notification has been issued for filling up the vacancy on permanent basis. In the circumstances, the writ petition is disposed of with a direction to the respondents to continue the petitioner till the vacancy is filled up on permanent basis by notification. However, it is made it clear that in case the petitioner commits any default in payment of requisite amount within the stipulated time, it is open to the respondents to take appropriate steps in accordance with law. No costs.

7th August, 2007.
Kgr

(G. ROHINI, J.)

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WRIT PETITION No.21758 OF 2007

7th August, 2007.

Between:

Smt. G. Padmavathi.

.. Petitioner.

And

The District Collector,
Anantapur, Anantapur District and others.

.. Respondents.